In the U.K. draft, the nature of offences is not comprehensive to meet India's concerns. There are also differences relating to determination of jurisdiction, extradition of offenders resident in U.K., and safeguards available to the offenders.

(c) The question of formulating a common acceptable draft will arise only when the basic differences mentioned above are resolved.

**Arrest of Shri L. M. Thapar of Thapar Group of Companies**

*13. SHRI CHIMANBHAI MEHTA:
SHRI GURUDAS DAS GUPTA:

Will the Minister of FINANCE be pleased to state:

(a) whether it is a fact that Shri Lalit Mohan Thapar of Thapar group of companies was arrested on charges of violation of Foreign Exchange Regulations Act;

(b) if so, what are the details thereof and what are the reasons for his subsequent release;

(c) whether Government have already announced the amnesty scheme for F.E.R.A. violators; and

(d) whether the benefit of amnesty schemes is applicable in those cases where the irregularity is detected by the Enforcement Directorate or the benefits will be available only to those who have voluntarily come forward declaring the violations?

THE MINISTER OF FINANCE (SHRI VISHWANATH PRATAP SINGH): (a) Yes, Sir.

(b) A statement of alleged violations is attached. (*See* below). The grant of bail to an arrested person is in the exclusive jurisdiction of the competent court of Law. In the case of Shri Lalit Mohan Thapar, the bail application was opposed by the Directorate of Enforcement (FERA) in view of the offences allegedly committed under the Foreign Exchange Regulation Act and pending investigations. The courts of Additional Chief Metropolitan Magistrate, New Delhi and Additional Sessions Judge, New Delhi had rejected the bail application(s). Subsequently, on further appeal, the Hon'ble High Court, New Delhi had granted the bail on certain conditions.

(c) No, Sir.

(d) In view of (c) above, the question does not arise.

**Statement**

*A list of alleged violation of the provisions of Foreign Exchange Regulation Act*

| Sl. No. | Name of the Company | Nature of alleged violation of provisions of FERA, 1973 |
|---|---|---|
| 1 | 2 | 3 |
| 1 | M/s. Jg. Glass Industries Poona. | Non-repatriation of royalty devidends etc. from M/s. Jg. Containers, Malaysia—Sec. 16(1) of FERA, 1973. |
| 2 | M/s. Jg. Glass Industries Poona. | Non-repatriation of foreign currency loans advanced to joint venture in Malaysia *viz*. M/s. Jg. Malaysia Sec. 16(1) of FERA, 1973. |
| 3 | M/s. Karam Chand Thapar & Bros., Ltd., Calcutta. | Non-repatriation of export proceeds and interest accrued thereon from M/s. Ailee Development Corpn. Seychelles—Sec. 18(2) and Sec. 16(1) of FERA, 1973. |

| 1 | 2 | 3 |
|---|---|---|
| 4 | M/s. Ballarpur Industries Ltd., New Delhi. | Non-repatriation of export proceeds and contract fee and delegation fee etc. from M/s. Ailee Development, Corpn., Seychelles—Sec. 18(2) and Sec. 16(1) of FERA, 1973. |
| 5 | M/s. Ballarpur Industries Ltd. | Non-repatriation of export proceeds from M/s. Ballarpur Industries Ltd., Dubai—Sec. 18(2) of FERA, 1973. |
| 6 | M/s. Jagatjit Cotton Textile Mills Ltd., New Delhi. | Acknowledging of debt in favour of M/s. Zimmer A.G. West Germany—Sec. 9(1) (c) of FERA, 1973. |
| 7 | M/s. Jagatjit Cotton Textile Mills, Ltd., New Delhi. | Non-repatriation of technical services fee from M/s. Champak Negri Laxshmi Textile, Malaysia—Sec. 16(1) of FERA, 1973. |
| 8 | M/s. Ballarpur Industries Ltd., New Delhi. | Non-repatriation of export proceeds, technical and management fee, royalty etc. Sec. 18 (2), 16(1) of FERA, 1973 pertaining to a joint venture in Nigeria. |
| 9 | M/s. Ballarpur Industries Ltd., New Delhi. | Non-repatriation of export proceeds, technical and management fee and royalty from the joint venture *viz.* P.T. Saraswati Bhakti and Coated Paper, Indonesia—Sec. 18(2) & 16(1) of FERA, 1973. |
| 10 | M/s. Ballarpur Industries Ltd., New Delhi. | Non-repatriation of export proceeds, technical and management fee, royalty etc. from M/s. Ballarpur Palm Oil, Malaysia—Sec. 18 (2) &16(1) of FERA, 1973. |
| 11 | M/s. Ballarpur Industries Ltd., New Delhi. | Non-repatriation of technical and management fee, royalty etc. from M/s. Phoenix Pulp and Paper, Bangkok Sec. 16(1) of FERA, 1973. |
| 12 | M/s. Karam Chand Thapar Bros. Ltd., Calcutta. | Non-repatriation of export proceeds from M/s. Khalili Thapar International, Muscat and M/s. Chelko, Bermuda—Sec. 18(2) of FERA, 1973. |
| 13 | M/s. Ballarpur Industries Ltd., New Delhi. | Non-repatriation of commission from M/s. P.T. Ames International, Indonesia—Sec. 16(1) of FERA, 1973. |
| 14 | M/s. Jagatjit Cotton Textile Mills Ltd., New Delhi. | Over-invoicing of imports of used cops from Revken Inc. through Hochest—Sec. 9(1) (a) read with Sec. 48 & 8(3) & 8(4) of FERA, 1973. |
| 15 | M/s. Crompton Greaves, Bombay. | Non-repatriation of project export proceeds from its projects in Bagdad, Kuwait etc. Sec. 18(2) of FERA, 1973. |
| 16 | M/s. Ballarpur Industries Ltd., New Delhi. | Non-repatriation of export proceeds from M/s. Phoenix Pulp & Paper Ltd., Bangkok—Sec. 18(2) of FERA, 1973. |
| 17 | M/s. Ballarpur Industries Ltd., New Delhi. | Non-repatriation of export proceeds from Renaissance International, USA—Sec. 18(2) of FERA, 1973. |
| 18 | M/s. Greaves Cotton & Co. Calcutta. | *Non-repatriation of export proceeds—Sec. 18(2)* of FERA, 1973. |
| 19 | M/s. Ballarpur Industries Ltd., New Delhi. | Non-repatriation commission from Horizon Services (P) Ltd., & Others—Sec. 16(1) of FERA, 1973. |